



10/068,788, 02/15/02 #3

EXPRESS MAIL LABEL NO.: EL 813 864 259 US

PATENT APPLICATION
Docket No: 7678.545.2

DECLARATION, POWER OF ATTORNEY, AND PETITION

I,

Name: Dan E. Fischer, D.D.S.
Address: 10444 South Dimple Dell Road
Sandy, Utah 84093
Citizenship: United States of America

declare: that my citizenship, residence address, and post office address are as set forth above; that I verily believe I am the original, first and sole inventor of the subject matter of the invention or discovery entitled FIBER-COVERED DENTAL DELIVERY INSTRUMENTS for which a patent is sought and which is described and claimed in the specification which was filed in the United States Patent and Trademark Office as Serial No. 10/068,788 (I hereby authorize the attorneys of Workman, Nydegger & Seeley to insert said serial number when known) on February 5, 2002; that I have reviewed and understand the contents of the above-identified specification, including the claims; and that I acknowledge the duty to disclose information which is material to the patentability of this application in accordance with Section 1.56(a) of Title 37 of the Code of Federal Regulations.

I hereby claim the benefit under United States Nonprovisional Patent Application Serial No. 09/703,248, filed on 10/30/00 and United States Nonprovisional Patent Application Serial No. 09/766,708, filed on 01/22/01; and, insofar as the subject matter of each of the claims of this application is not disclosed in the earlier filed pending application in the manner provided by the first paragraph of Section 112 of Title 35 of the United States Code, I acknowledge the duty to disclose all information known to be material to patentability, as defined in Section 1.56 of Title 37 of the Code of Federal Regulations, which became available between the filing date of the earlier filed application and the filing date of this application.

I declare further that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful, false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful, false statements may jeopardize the validity of the application or any patent issuing thereon.

I hereby appoint as my attorneys and/or patent agents all listed under Customer No.



022913

PATENT TRADEMARK OFFICE


with full power of substitution and revocation, to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith.

All correspondence and telephonic communications should be directed to:

Rick D. Nydegger
WORKMAN, NYDEGGER & SEELEY
1000 Eagle Gate Tower
60 E. South Temple
Salt Lake City, Utah 84111

Wherefore, I pray that Letters Patent be granted to me for the invention or discovery described and claimed in the foregoing specification and claims, declaration, power of attorney, and this petition.

CONFIDENTIAL


Dan E. Fischer, D.D.S.

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